

To: Irene Hantman (ihantman@verdantlaw.com)[ihantman@verdantlaw.com]; lbergeson@lawbc.com[lbergeson@lawbc.com]; Martha Marrapese - Wiley Rein LLP (mmarrapese@wileyrein.com)[mmarrapese@wileyrein.com]; Mark A. Greenwood (mark@greenwood-env.com)[mark@greenwood-env.com]; Robert Sussman[bobsussman1@comcast.net]; rdenison@edf.org[rdenison@edf.org]; Jonathan Black (jonathan_black@tomudall.senate.gov)[jonathan_black@tomudall.senate.gov]; Jim (James) Jones (jjones4411@gmail.com)[jjones4411@gmail.com]; Ryan Schmit[ryan.n.schmit@gmail.com]; Cleland-Hamnett, Wendy[Cleland-Hamnett.Wendy@epa.gov]; Ernie Rosenberg[ERosenberg@CleaningInstitute.org]; Michael Walls (Mike_Walls@americanchemistry.com)[Mike_Walls@americanchemistry.com]
Cc: Dean, Gina[Gina.Dean@apks.com]
From: Culleen, Lawrence E.
Sent: Mon 2/20/2017 5:28:20 PM
Subject: RE: As promised -- "Final Details" for the ABA-ELI TSCA Implementation Brown Bag February 22, 2017

Panel members –

I am sending this update to clarify the notes below, and to let you know that for those of you who can participate in the final planning call at 10 am tomorrow (Tuesday), I promise not to occupy a great deal of your time.

In addition, I want to share a clarifying note: during each of the two Panel discussions, we do want the discussion and discourse to address the topics of greatest importance and interest within the scope of what the Panels are designed to cover (specifically the 2016 amendments and the implementation efforts). Thus, if you wish to use some or all of the few minutes during which you are invited to cover an item of particular note to you or an organization you represent, please do feel free to use that time to identify the subject and raise it. For example, I did not intend my brief notes below to exclude Section 5 from the scope of issues that might arise during the Panel One's discussion, nor to exclude Section 6 issues from those that might arise in the Second Panel discussion. To that end, I encourage the moderators to work with you on these time allocations, and to ensure each Panelist is mindful of the time and encouraged to wrap up their preliminary remarks in a timely way so that all Panelists will be heard, and then we can move efficiently into the moderated exchange and discussion phase.

Thus far, in person attendance looks like it will be good Wednesday, and on line listeners will also be considerable in number.

Larry

From: Culleen, Lawrence E.

Sent: Thursday, February 16, 2017 7:49 PM

To: Irene Hantman (ihantman@verdantlaw.com); Lynn Bergeson; Martha Marrapese - Wiley Rein LLP (mmarrapese@wileyrein.com); Mark A. Greenwood (mark@greenwood-env.com); Robert Sussman; Richard Denison; Jonathan Black (jonathan_black@tomudall.senate.gov); Jim (James) Jones (jjones4411@gmail.com); Ryan Schmit; Wendy Cleland-Hamnet; Ernie Rosenberg; Michael Walls (Mike_Walls@americanchemistry.com)

Cc: Dean, Gina

Subject: As promised -- "Final Details" for the ABA-ELI TSCA Implementation Brown Bag February 22, 2017

All --

Look for a "doodle poll" in your email Friday morning from my colleague, Gina Dean, as she will be searching for some mutually agreeable time for a short final call before the ABA-ALI "Brown Bag" event on Wednesday February 22 at Arnold & Porter Kaye Scholer's offices at 601 Massachusetts Avenue, NW. The federal holiday Monday makes us somewhat squeezed for time to confer, but now that we have two robust Panels with different people on each one, it might be worth trying to get everyone together for a last minute "check-in" before the big day. We will select the date/time combination that works for the most people we can get on the phone.

In the meantime, and in the event we cannot find a time workable for all of you, this will give you a run-down on the final plans, schedule and timing [in brackets] for the event next week.

By way of reminder, there will be two Panels convened during the event. In general, each will have a private bar "TSCA Practitioner", a government official (current or recently serving), an eNGO representative, and (in the case of Panel One), trade association representative(s). The second Panel will have no trade association representative, but instead will have Jonathan Black of Senator Udall's staff, who has recently agreed to join. Both Panels will be moderated by an attorney who is a members of the ABA's Pesticides, Chemical Regulation, and Right-to-Know Committee which is the lead sponsor for the event. I will act as the overall Emcee.

The agenda for the meeting calls for:

Welcome 7 Introductions: Larry Culleen [<5 minutes]

Opening Remarks [15 minutes] from **Wendy Cleland-Hamnett**, to be followed by the first Panel discussion.

Panel One [30 minutes] will review and provide expert analysis of the numerous pending regulatory proposals issued pursuant to the amended Section 6(a) of TSCA, the proposed prioritization and risk evaluation rules, the Inventory rule identifying “active” and “inactive” substances, and the recent public meeting on “uses” and the “scope” of the first 10 risk evaluations EPA will undertake.

Irene Hantman, of Verdant Law, will moderate Panel One.

Panel One participants:

Wendy will stay following her remarks and join this Panel.

Ernie Rosenberg (ACI)

Mike Walls (ACC)

Bob Sussman, Safer Chemicals, Healthy Families

Martha Marrapese, Wiley Rein

[Each Panel One participant will be allotted *not more than* 3 minutes to offer observations about any of topics within that Panel’s “scope” before Irene will begin to move the Panel into the discussion phase. Irene will have some prepared questions for the Panel, but I encourage each of you to come prepared with any that you would like her to pose to the Panel.]

Additional Remarks: After Panel One, **Jim Jones** will offer his thoughts and reflections [15 minutes], followed by Panel Two’s discussion.

Panel Two will discuss [30 minutes] the potential effects that the change in Administrations could have on the Agency’s efforts and its ability to meet its many new obligations under the Act. The Panel also will consider the shape that Congressional oversight might take as the new Congress articulates its priorities and defines its role in the environmental arena. Panel Two will explore how the various states might be likely to exercise their authority to regulate chemical substances in light of the 2016 elections and changes at the federal and state levels in political leadership.

Lynn Bergeson, of Bergeson & Cambell, will moderate Panel Two

Panel Two participants:

Jim has agreed to stay following his remarks and join this Panel

Mark Greenwood, Greenwood Environmental

Richard Denison, EDF

Jonathan Black, Senator Tom Udall's (D-NM) staff.

[Each Panel Two participant will be allotted *not more than* 3 minutes to offer observations about any of topics within that Panel's "scope" before Lynn will begin to move the Panel into the discussion phase. I know Lynn has some prepared questions for the Panel, but I likewise encourage you to come prepared with any that you would like her to pose to the Panel.]

General Q&A: [final 20-25 minutes] Larry Culleen will moderate. Questions for BOTH Panels will be accepted from the in-person audience and on-line participants.

Please arrive in time to get through security and to the conference center by 11:45 am. That way, you can grab food before the event begins promptly at noon. The event will end at 2 pm. There will people on line, and will likely be at least one reporter from a trade publication present or on-line.

Thanks for agreeing to participate in what I am sure will be an exciting and interesting Panel

Larry

Lawrence E. Culleen
Partner

Arnold & Porter Kaye Scholer LLP

601 Massachusetts Ave., NW | Washington | DC 20001-3743

T: +1 202.942.5477 | F: +1 202.942.5999

lawrence.culleen@apks.com | www.apks.com

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